

THE HONORABLE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

HUAWEI DEVICE CO., LTD., and
HUAWEI DEVICE USA, INC.,

Defendants.

CASE NO. 2:19-cr-00010-RSM

**ORDER GRANTING STIPULATED
MOTION FOR TRIAL
CONTINUANCE**

The Court has considered the entirety of the record in this case, including the parties' Stipulated Motion for Trial Continuance.

THE COURT FINDS, for all the reasons set forth by the parties, that the failure to grant a continuance would deny the parties reasonable time necessary to complete all pre-trial litigation, taking into account the exercise of due diligence. *See* 18 U.S.C. § 3161(h)(7)(B)(iv).

THE COURT FURTHER FINDS, considering the volume of discovery, the complexity of this case due to the nature of the prosecution and the charges contained in the Indictment, and the recent events that are cited in the parties' motion, that it would be unreasonable to expect the parties to complete all pre-trial litigation without a continuance of the trial and pretrial motions dates. *See id.* § 3161(h)(7)(B)(ii).

1 **THE COURT FURTHER FINDS**, pursuant to 18 U.S.C. § 3161(h)(7)(A) and (B), that
2 the ends of justice served by continuing the trial in this case outweigh the interest of the public and
3 of the Defendants in a more speedy trial.

4 **IT IS THEREFORE ORDERED** that the trial in this case shall be continued until
5 October 28, 2024, and that the period of time from the date of this Order, up to and including the
6 new trial date, shall be excludable time under 18 U.S.C. § 3161(h)(7)(A).

7 DATED this 20th day of January, 2023.

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10 RICARDO S. MARTINEZ
11 UNITED STATES DISTRICT JUDGE

12 Presented by:

13 **GOLDFARB & HUCK ROTH RIOJAS, PLLC**

14 /s/ Robert Westinghouse

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18 /s/ James Hibey

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24 **Attorneys for Defendants**

25 **UNITED STATES ATTORNEY'S OFFICE**

26 /s/ Todd Greenberg

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Attorneys for Plaintiff

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically with the Clerk of the Court using the CM/ECF system on January 18, 2023 and was served via the Court's CM/ECF system on all counsel of record.

DATED this January 18, 2023.

/s/ Robert Westinghouse
Robert Westinghouse, WSBA No. 6484